

1 K.T. Cherian (Cal. Bar No. 133967)
2 Clayton C. James (admitted *pro hac vice*)
3 Srecko Vidmar (Cal. Bar No. 241120)
4 Maren J. Clouse (Cal. Bar No. 228726)
5 HOGAN LOVELLS US LLP
6 Four Embarcadero Center, 22nd Floor
7 San Francisco, California 94111
8 Telephone: (415) 374-2300
9 Facsimile: (415) 374-2499

6 Peter J. O'Rourke (Cal. Bar No. 227164)
7 ORACLE CORPORATION
8 500 Oracle Parkway, MS 50P7
9 Redwood Shores, California 94065
10 Telephone: (650) 506-5200
11 Facsimile: (650) 506-7114

10 Attorneys for Plaintiffs
11 ORACLE CORPORATION
12 and ORACLE AMERICA, INC.

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 OAKLAND DIVISION

15 ORACLE CORPORATION, a Delaware
16 corporation, and ORACLE AMERICA, INC., a
17 Delaware corporation,

17 Plaintiffs,

18 v.

19 ORG STRUCTURE INNOVATIONS LLC, a
20 Texas limited liability company, and PAUL
21 MORINVILLE, an individual resident of
22 Indiana,

22 Defendants.

Case No. 11-cv-03549-SBA

**STIPULATION AND ORDER
GRANTING JOINT
ADMINISTRATIVE MOTION TO
FILE UNDER SEAL PORTIONS OF
JOINT CASE MANAGEMENT
CONFERENCE STATEMENT
PURSUANT TO FED. R. CIV. P. 26(f)**

Date: July 24, 2012
Time: 1:00 p.m.
Courtroom: 1, 4th Floor

Hon. Sandra Brown Armstrong

1 PAUL V. MORINVILLE and ORG
2 STRUCTURE INNOVATIONS LLC,

3 Plaintiffs,

4 v.

5 ORACLE CORPORATION and ORACLE
6 AMERICA, INC.,

7 Defendants.

Case No. 12-cv-00297-SBA

8 ORG STRUCTURE INNOVATIONS LLC,

9 Plaintiff,

10 v.

11 ORACLE CORPORATION and ORACLE
12 AMERICA, INC.,

13 Defendants.

Case No. 12-cv-00348-SBA

1 WHEREAS Defendant Morinville filed an Administrative Motion to Seal the Complaint in
2 this action on the grounds that it contains confidential information (Dkt. No. 7);

3 WHEREAS the Court issued an Order granting Defendant's Motion to Seal the Complaint
4 and directing that the Complaint be filed under seal (Dkt. No. 10);

5 WHEREAS Plaintiffs do not believe that the Complaint contains any information
6 appropriate for filing under seal and have moved the Court for reconsideration of its Order sealing
7 the Complaint (Dkt. No. 39);

8 WHEREAS Defendants believe that the Complaint does contain confidential information
9 that should be sealed, and that quotations or discussions of that confidential information in other
10 pleadings also should be sealed;

11 WHEREAS portions of the parties' Joint Case Management Conference Statement Pursuant
12 to Federal Rule of Civil Procedure 26(f) refer to the Complaint;

13 WHEREAS in light of the Court's Order sealing the Complaint, the parties seek to file under
14 seal those portions of their Joint Case Management Conference Statement Pursuant to Federal Rule
15 of Civil Procedure 26(f) that refer to the Complaint;

16 WHEREAS this action concerns a patent license agreement ("Agreement") that contains
17 confidential business information and is subject to a confidentiality agreement;

18 WHEREAS that Agreement has been filed under seal in this action (Dkt. No. 43 Ex. 2);

19 WHEREAS portions of the parties' Joint Case Management Conference Statement Pursuant
20 to Federal Rule of Civil Procedure 26(f) refer to confidential information in the Agreement; and

21 WHEREAS the parties seek to file under seal those portions of the Joint Case Management
22 Conference Statement Pursuant to Federal Rule of Civil Procedure 26(f) that refer to confidential
23 information the Agreement;

24 ACCORDINGLY, IT IS HEREBY STIPULATED AND AGREED that, with the Court's
25 permission, the parties may file under seal in accordance with Civil Local Rule 79-5 those portions
26 of their Joint Case Management Conference Statement Pursuant to Federal Rule of Civil Procedure
27 26(f) that refer to the Complaint or confidential information in the Agreement.
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1 IT IS SO STIPULATED AND AGREED.

2
3 Dated: June 21, 2012

HOGAN LOVELLS US LLP

4 By: /s/ Maren J. Clouse

5 Maren J. Clouse

6 Attorneys for Plaintiffs
7 ORACLE CORPORATION
and ORACLE AMERICA, INC.

8
9 Dated: June 21, 2012

FARNEY DANIELS LLP

10 By: /s/ Steven R. Daniels

11 Steven R. Daniels

12 800 South Austin Avenue, Suite 200
Georgetown, Texas 78626

13 Attorneys for Defendants
14 ORG STRUCTURE INNOVATIONS LLC
and PAUL MORINVILLE

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16 I, Maren J. Clouse, attest that Steven R. Daniels has read and approved this Stipulation and
17 Proposed Order Granting Joint Administrative Motion to File Under Seal and consents to its filing
in this action.
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ORDER

Based on the foregoing, IT IS HEREBY ORDERED that the parties may file under seal in accordance with Civil Local Rule 79-5 those portions of their Joint Case Management Conference Statement Pursuant to Federal Rule of Civil Procedure 26(f) that refer to the Complaint or confidential information in the Agreement.

IT IS SO ORDERED.

DATED: _6/26/12



THE HONORABLE SAUNDRA BROWN ARMSTRONG

United States District Judge